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**APR 13 2009**

**OFFICE OF PETITIONS**

In re Application of  
Mark H. PAUSCH et al.  
Application No. 09/786,056  
Filed: November 13, 2001  
Attorney Docket No. 01142.0101

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed June 08, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Notice of Non-Compliant Amendment mailed, August 18, 2006, which set a shortened statutory period for reply of one (1) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on September 19, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a supplemental amendment filed June 14, 2006; (2) the petition fee of 1,500; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice of Non-Compliant Amendment of August 18, 2006 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Michelle R. Eason at (571) 272-4231.

The application file is being referred to Technology Center AU 1647 consistent with the decision filed May 02, 2006.

Thurman Page  
Petitions Examiner  
Office of Petitions